

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

YOLANDA DOBKINS,

No. C 08-05447 CW (PR)

Petitioner,

ORDER TO SHOW CAUSE

v.

STUART FORREST, Chief Probation
Officer of San Mateo County,

Respondent.

Petitioner, a probationer, has filed this petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. She has paid the \$5.00 filing fee. It does not appear from the face of the petition that it is without merit. Good cause appearing, the Court hereby issues the following orders:

1. The Clerk of the Court shall serve a copy of this Order and the petition and all attachments thereto upon Respondent and Respondent's attorney, the Attorney General of the State of California. The Clerk shall also serve a copy of this Order on Petitioner at her current address.

2. Respondent shall file with this Court and serve upon Petitioner, within one-hundred twenty (120) days of the issuance of this Order, an Answer conforming in all respects to Rule 5 of the Rules Governing Section 2254 Cases, showing cause why a writ of habeas corpus should not be issued. Respondent shall file with the Answer a copy of all portions of the relevant state records that have been transcribed previously and that are relevant to a determination of the issues presented by the petition.

1 3. If Petitioner wishes to respond to the Answer, she shall
2 do so by filing a Traverse with the Court and serving it on
3 Respondent within sixty (60) days of her receipt of the Answer.
4 Should Petitioner fail to do so, the petition will be deemed
5 submitted and ready for decision sixty (60) days after the date
6 Petitioner is served with Respondent's Answer.

7 4. Respondent may file a motion to dismiss on procedural
8 grounds in lieu of an Answer, as set forth in the Advisory
9 Committee Notes to Rule 4 of the Rules Governing Section 2254
10 Cases. If Respondent files such a motion, Petitioner shall file
11 with the Court and serve on Respondent an opposition or statement
12 of non-opposition to the motion within sixty (60) days of receipt
13 of the motion, and Respondent shall file with the Court and serve
14 on Petitioner a reply within fifteen (15) days of receipt of any
15 opposition.

16 5. It is Petitioner's responsibility to prosecute this case.
17 Petitioner must keep the Court and Respondent informed of any
18 change of address and must comply with the Court's orders in a
19 timely fashion. Petitioner must also serve on Respondent's counsel
20 all communications with the Court by mailing a true copy of the
21 document to Respondent's counsel.

22 6. Extensions of time are not favored, though reasonable
23 extensions will be granted. Any motion for an extension of time
24 must be filed no later than ten (10) days prior to the deadline
25 sought to be extended.

26 7. The Clerk of the Court is directed to substitute Stuart
27 Forrest, Chief Probation Officer of San Mateo County, as Respondent
28

1 in place of former Chief Probation Officer Loren Buddress, who has
2 retired.

3 IT IS SO ORDERED.

4 Dated: 6/24/09



CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

YOLANDA DOBKINS,

Plaintiff,

v.

LOREN BUDDRESS et al,

Defendant.

Case Number: CV08-05447 CW

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on June 24, 2009, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Yolanda Dobkins
766 Brussels St.
San Francisco, CA 94134

Attorney General
State of California
455 Golden Gate Avenue, #11000
San Francisco, CA 94102

STUART FORREST
Chief Probation Officer
San Mateo County
222 Paul Scannell Drive
San Mateo, CA 94402

Dated: June 24, 2009

Richard W. Wieking, Clerk
By: Sheilah Cahill, Deputy Clerk